

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

-----X
ADRIAN MARCELO RAMIREZ, individually and on behalf
of all others similarly situated,

Civil Action No.
2:21-cv-12408

Plaintiff,

-against-

SMART FOODS INC and DANIEL MUÑOZ,

Defendants.

-----X

AFFIRMATION OF NICOLE GRUNFELD

I, Nicole Grunfeld, hereby affirm as follows:

- 1) I am the senior associate at Katz Melinger PLLC, counsel of record to plaintiff Adrian Marcelo Ramirez in the above-captioned matter.
- 2) I am familiar with the facts and circumstances of this matter.
- 3) I am informed and believe that the withdrawal of Katz Melinger PLLC from representation of plaintiff at this time can be accomplished without any material adverse effect on the interests of our client, as required by the Rules of Professional Conduct.
- 4) Due to a breakdown in the attorney-client relationship, we and Mr. Ramirez mutually agreed that it would be in his best interest to retain new counsel.
- 5) By letter dated April 7, 2022, we confirmed our understanding with Mr. Ramirez that he would seek new counsel and that we would move to withdraw our representation. We do not submit that letter herewith because it contains privileged attorney-client information, however we will submit it for *in camera* review if the Court so requests.

6) By text message dated April 18, 2022, Mr. Ramirez confirmed receipt of the letter and advised that he had commenced seeking new counsel. A copy of that text message is attached hereto as Exhibit 1.

7) We believe these grounds are sufficient to warrant the Court's leave for us to withdraw as attorneys for Mr. Ramirez in this matter.

8) We have notified the Court and all other parties of our intent to withdraw and the reasons thereof.

9) Our office is not asserting a retaining lien or charging lien in this matter.

I declare under penalty of perjury based on my information and belief that the above is true and correct.

Dated: New York, New York
May 12, 2022

KATZ MELINGER PLLC

/s/ Nicole Grunfeld
By: Nicole Grunfeld
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New York, New York 10016
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Facsimile: (212) 428-6811
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Attorneys for Plaintiff

EXHIBIT 1

9:54 1

11:14 AM ✓



Ramirez



favor de dejarnos saber sus planes la
próxima semana. Gracias.

11:14 AM ✓

Mon, Apr 18

Buenos dias

He recibido su carta donde indica que
no seguira representandome en este
caso.

En estos momentos estoy haciendo
citas on varios abogados para que
continuen con este caso

No se si para el 22 de Abril ya puede
saber a quien transferir el caso.

Yo les avisare en cuanto tenga esa
informacion

Les agradezco el trabajo que han hecho
en este caso.

Y espero poder resolverlo.

Marcelo

3:44 PM

Tue, Apr 19

Buenos días, le informaré a los
abogados gracias.

10:54 AM ✓

Ok 11:41 AM

Thu, Apr 28

Buenos días Sr. Ramírez, a tiempo de
contratar otro abogado?

10:48 AM ✓

